

Exhibit D

JVR No. 1505130044, 2015 WL 2228504 (Mich.Cir.Ct.) (Verdict and Settlement Summary)

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Circuit Court of Michigan, Sixth Judicial Circuit, Oakland County.

POPRAFSKI v. Z. WOLF; C. WOLF

2013-137362-NI

DATE OF INCIDENT: April 14, 2013

DATE OF TRIAL/SETTLEMENT: January 16, 2015

TOPIC:

LIABILITY:

General: Unspecified Intersection

Specific: Broadside Collision

SUMMARY

Outcome: Plaintiff Verdict

Total: \$507,333

HIGH AMOUNT: \$0

LOW AMOUNT: \$0

Related Court Documents:

Plaintiff's first amended complaint: [2014 WL 8390127](#)

Defendants' answer: [2014 WL 8390146](#)

Verdict form: [2015 WL 1440570](#)

Judgment: [2015 WL 1505084](#)

EXPERT-WITNESSES:

ATTORNEY:

Plaintiff: [James B. Rasor](#), The Rasor Law Firm, Royal Oak, MI

Plaintiff: [Jonathan R. Marko](#), The Rasor Law Firm, Royal Oak, MI

Defendant: [Thomas J. Azoni](#), Secrest Wardle P.C., Troy, MI

Defendant: [Renee T. Townsend](#), Secrest Wardle P.C., Troy, MI

JUDGE: [Daniel O'Brien](#)

RANGE AMOUNT: \$500,000 - 999,999

STATE: Michigan

COUNTY: Oakland

PRIMARY INJURY: Spinal Nerve Injury

Concussion; Headaches; Tinnitus; General Emotional Distress: Vehicular Collision

SUMMARY

PLAINTIFF:

Sex: F

DEFENDANT:

Sex: M

Organization Type: Wolf

Sex: F

Organization Type: Wolf

DAMAGES:

Compensatory Pain & Suffering: \$400,000

Compensatory Future Wages: \$107,333

Total Compensatory Award: \$507,333

Punitive Damages: \$0

Hedonic Damages: \$0

Property Damages: \$0

Interest: \$0

Other Damages: \$0

Loss of Services: \$0

Comparative Negligence Percentage: 0

FACTS:

Nancy Poprafski a/k/a Poprafsky, a female, reportedly suffered spinal nerve damage which resulted in chronic numbness, tingling, and weakness of her extremities; a concussion which resulted in [chronic headaches](#); ringing in her ears and depression, as a result of a public roadway, intersection collision between her eastbound motor vehicle and a southbound motor vehicle owned and/or operated by defendants Zissel and Cynthia Wolf. The plaintiff claimed the defendants' negligent, careless and negligent pro se driving, specifically failing to stop for a red light, failing to keep a proper lookout, failing to maintain proper vehicle control, traveling at an excessive rate of speed and failing to sound a horn in warning of the impending collision, caused the subject accident and her injuries. The defendants disputed the nature and extent of the plaintiff's claimed injuries and asserted

the affirmative defenses of a sudden emergency and comparative negligence by the plaintiff. The jury, finding the defendants' negligence caused the plaintiff's damages, awarded the plaintiff \$107,333.33 for lost future earnings, \$100,000 for past pain and suffering, and \$300,000 for future pain and suffering.

Jury Verdict Research
COURT: Circuit

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2010 WL 3707406 (Mich.Cir.Ct.) (Verdict and Settlement Summary)

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WEST'S JURY VERDICTS - MICHIGAN REPORTS

Trip, Fall at Convention Center Costs City \$160K

Circuit Court of Michigan, Third Judicial Circuit, Wayne County.

Richards v. City of Detroit

Type of Case:

Premises Liability • Slip/Trip & Fall

Premises Liability • Negligent Repair/Maintenance

Premises Liability • Public Property

Specific Liability: Invitee at convention center stepped into indentation in cement flooring underneath carpeting and fell

General Injury: Injuries to lumbar spine, cervical spine, head and bilateral knees; medical expenses; lost wages; loss of earning capacity

Jurisdiction:

State: Michigan

County: Wayne

Related Court Documents:

Plaintiff's complaint: [2008 WL 8088676](#)

Plaintiff's motion for entry of judgment: [2010 WL 3602685](#)

Case Name: Laura Richards v. City of Detroit, a
municipal corporation, and Cobo Hall Convention Center

Docket/File Number: 08-114666-NO

Settlement: Plaintiff, \$160,000.00

Settlement Range: \$100,000 - 199,999

Settlement Date: Feb. 12, 2010

Judge: [Gershwin A. Drain](#)

Attorneys:

Plaintiff: [Francis A. Amicone](#), [Frank R. Langton](#) & Associates, Sterling Heights, Mich.

Defendant (City of Detroit): [Calvert Bailey](#), Detroit, Mich.

Trial Type: Settlement

Breakdown of Settlement:

\$160,000.00 to plaintiff from defendant city of Detroit for damages

Summary of Facts:

Laura Richards was reportedly walking through the main level of Cobo Hall Convention Center in Detroit, Mich., April 1, 2008. She said she stepped into an indentation or crack in the cement flooring that was beneath the carpeting, fell and sustained injuries to her lumbar spine, cervical spine, head and knees.

Richards filed a lawsuit against the city and Cobo Hall Convention Center in the Circuit Court of Wayne County in June 2008. She alleged the defendants were the owners of the premises, maintained complete control of the premises, and had a duty to keep the premises in a safe condition.

The plaintiff contended the defendants were negligent and breached their duties by failing to repair or replace the concrete underneath the carpeting when they knew or had reason to know it was damaged or chipped and failing to exercise reasonable care to insure the concrete was in reasonable repair.

She claimed the defendants were also negligent by ignoring the notice provided by security guards and Cobo Hall patrons that the floor under the carpeting was in disrepair, failing to make timely and adequate inspections, failing to properly train and instruct employees to periodically inspect the premises, failing to employ proper personnel to remove or repair the defective floor, and failing to rope or cordon off the area in question.

The plaintiff sought damages for her medical expenses, lost wages, diminished earning capacity, pain, embarrassment, humiliation, suffering, emotional distress, mental anguish and disfigurement.

The plaintiff and the city of Detroit reportedly agreed to settle the matter for \$160,000 in July 2009. The plaintiff filed a motion for entry of judgment in the amount of \$160,000 against the city in January 2010, arguing the defendant's counsel failed or refused to provide a settlement draft.

Judge Gershwin Drain granted the motion Feb. 12, 2010.

Court: Circuit Court of Michigan, Third Judicial Circuit, Wayne County.

1993 WL 819564 (Mich.Cir.Ct.) (Verdict and Settlement Summary)

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Circuit Court of Michigan, Forty-ninth Judicial Circuit, Osceola County.

GERALD AND MARY BASSETT v. RONALD BAILEY

No. 91-5476-NI

No Date Given

TOPIC: AUTOMOBILE ACCIDENTS

SUMMARY:

Verdict: \$375,000

ATTORNEY(S):

Plaintiff(s): Allen, Janet: Gaylord Shepherd, Kevin: Gyalord

RANGE AMOUNT: \$200,000-499,999

STATE: Michigan

COUNTY: Osceola

TYPE OF INJURY: MULTIPLE INJURIES : torn meniscus and aggravation of arthritis in right shoulder and ruptured disc in cervical spine

SUMMARY:

Plaintiff Information:

Sex: Male

FACTS:

Overview: The plaintiff was a pedestrian MDOT worker standing on the shoulder of a road next to a large piece of road repair machinery when a car drove along the shoulder, catching his body resulting in a [torn meniscus](#) and aggravation of [arthritis](#) in his right shoulder and a ruptured disc in his cervical spine.

Association of Trial Lawyers of America

MI, Osceola County Circuit Court, No. 91-5476-NI

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